

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

MDL NO. 13-02419-RWZ

IN RE: NEW ENGLAND COMPOUNDING PHARMACY, INC.
PRODUCTS LIABILITY LITIGATION

THIS DOCUMENT APPLIES TO:
HANDY V. BOX HILL SURGERY CENTER, LLC, *et al.*,
No. 1:14-cv-14019

ORDER AND SUGGESTION OF REMAND

March 16, 2018

ZOBEL, S.D.J.

On October 23, 2014, the United States Judicial Panel on Multidistrict Litigation transferred the above-captioned civil action to this court for coordinated and consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See Docket # 1507 (Conditional Transfer Order 50). On February 8, 2018, defendants moved for the court to issue a suggestion of remand to the Panel on the grounds that, inter alia, common-issue and coordinated discovery is complete; case-specific discovery is nearing completion; and the instant case is the sole remaining active action in this multidistrict litigation. Plaintiffs opposed the motion. On March 14, 2018, the court held a hearing and allowed Defendants' Motion for Suggestion of Remand (Docket # 3521).

Accordingly, it is ORDERED that the Clerk shall inform the MDL Panel that the

court perceives its role in the above-captioned case has ended and therefore suggests the action be remanded or transferred to its court of origin for further proceedings pursuant to 28 U.S.C. § 1407, and it is further ORDERED that, pursuant to Rule 10.4(a) of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the parties shall furnish to the Clerk for the District of Massachusetts a stipulation or designation of the contents of the record to be remanded.

March 6, 2018

DATE

/s/Rya W. Zobel

RYA W. ZOBEL
SENIOR UNITED STATES DISTRICT JUDGE